

PROB 12C
(06/15)

ENTERED

United States District Court
Southern District of Texas
FILED

UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS

December 27, 2016

David J. Bradley, Clerk

DEC 27 2016

David J. Bradley, Clerk of Court

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Juan Jose Delgado Case Number: 1:16-01036M-001

Name of Sentencing Judge: The Honorable U.S. Magistrate Judge Ignacio Torteya, III

Date of Original Sentence: November 2, 2016

Original Offense: Willfully, knowingly and in violation of law did not enter the United States at a border designated crossing point, immediately report his arrival, and present himself and all articles accompanying him for inspection to a Customs and Border Protection Officer at a Customs and Border Protection facility designated for that crossing point, in violation of 19 U.S.C. § 1459(a).

Original Sentence: 2 years Probation.

Type of Supervision: Probation Supervision Started: November 2, 2016

Assistant U.S. Attorney: Angel Castro Defense Attorney: Sandra Zayas

Maximum Penalty Upon Revocation: One (1) year custody of the U.S. Bureau of Prisons, Pursuant to 19 U.S.C. § 1459(a).

EARLIER COURT ACTION

None.

PETITIONING THE COURT

TO ISSUE A WARRANT for the offender under supervision.

The probation officer believes that the offender has violated the following conditions of supervision:

Violation Number Nature of Noncompliance

1 **Mandatory Condition: Shall not unlawfully possess a controlled**

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substance and shall refrain from any unlawful use of a controlled substance.

Juan Jose Delgado violated the Mandatory Conditions of supervision by illegally possessing and unlawfully using controlled substances, to wit: marijuana on November 4, 2016, on November 8, 2016, and on November 21, 2016, as evidenced by laboratory analyses of urine specimens collected from the probationer on each of the aforementioned dates indicating the presence of said controlled substances.

In each instance, the releasee admitted in a written statement entitled "Report Of Positive Urinalysis" the illegal use of a prohibited controlled substance as indicated by the urinalysis report. The probation did not admit to having a substance abuse problem.

U.S. Probation Officer Recommendation:

- [X] The term of supervision should be
[X] revoked.
[] extended for ____ years, for a total term of ____ years.

I declare under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Approved:



Victor Alvarez, Supervising
United States Probation Officer
December 13, 2016

Respectfully submitted,

By:

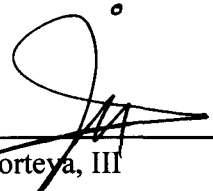


Reynaldo Moreno Jr.
United States Probation Officer
#2968663
RMJ/am

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THE COURT ORDERS:

- ☐ No Action
- ☐ The Issuance of a Summons for a hearing to be held on _____ at _____.
- ☐ The Issuance of a Warrant, and a bond of \$ _____ cash/surety with supervision as directed by the Probation Officer as a condition of said bond. Furthermore, that a revocation hearing be set to show cause why Probation/Supervised Release should not be revoked.
- ☒ The Issuance of a Warrant, and no bond be set. Further, that a revocation hearing be set to show cause why Probation/Supervised Release should not be revoked.
- ☐ The Issuance of a Violator's Warrant and no bond be set and that a revocation hearing to show cause why supervision should not be revoked be held at the time of disposition of the charge in Criminal Docket _____ in U.S. District Court in the _____ District of _____, _____ Division.
- ☐ Other: _____



Ignacio Torteya, III
United States Magistrate Judge

December 27, 2016

Date